

ACT No. 2

2017 Second Extraordinary Session

HOUSE BILL NO. 5

BY REPRESENTATIVE HENRY

1 AN ACT

2 To appropriate funds and to make certain reductions in appropriations from certain sources
3 to be allocated to designated agencies and purposes in specific amounts for the
4 making of supplemental appropriations for Fiscal Year 2016-2017; to provide for an
5 effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. The following sums are hereby appropriated from the sources specified
8 and in the amounts specified for the purpose of making supplemental appropriations for
9 Fiscal Year 2016-2017. Reductions are denoted in parentheses.

10 **EXECUTIVE DEPARTMENT**

11 **01-101 OFFICE OF INDIAN AFFAIRS**

12 Payable out of the State General Fund by
13 Fees and Self-generated Revenues to the
14 Administrative Program for student scholarships \$ 7,200

15 **01-107 DIVISION OF ADMINISTRATION**

16 Payable out of the State General Fund by
17 Statutory Dedications out of the Energy
18 Performance Contract Fund to the Executive
19 Administration Program for contract payments \$ 30,000

20 Payable out of the State General Fund by
21 Fees and Self-generated Revenues to the Community
22 Development Block Grant Program \$ 14,955,007

23 **01-112 DEPARTMENT OF MILITARY AFFAIRS**

24 Payable out of the State General Fund by
25 Statutory Dedications out of the State
26 Emergency Response Fund to the Military
27 Affairs Program for storm related expenses \$ 348,842

1 **DEPARTMENT OF NATURAL RESOURCES**

2 **11-431 OFFICE OF THE SECRETARY**

3 Payable out of the State General Fund (Direct)
 4 to the Executive Program for prior-year Office
 5 of Technology Services fees \$ 859,748

6 **11-432 OFFICE OF CONSERVATION**

7 Payable out of Federal Funds
 8 to the Oil and Gas Regulatory Program
 9 for additional inspections in the pipeline
 10 program \$ 600,000

11 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

12 **13-856 OFFICE OF ENVIRONMENTAL QUALITY**

13 Payable out of the State General Fund by
 14 Statutory Dedications out of the Clean Water
 15 State Revolving Fund to the Office of
 16 the Secretary Program \$ 85,000

17 The commissioner of administration is hereby authorized and directed to adjust the means
 18 of finance for the Office of the Secretary Program, as contained in Act 17 of the 2016
 19 Regular Session of the Legislature, by reducing the appropriation out of the State General
 20 Fund by Statutory Dedications out of the Environmental Trust Fund by (\$85,000).

21 Payable out of the State General Fund by
 22 Statutory Dedications out of the Clean Water
 23 State Revolving Fund to the Office of
 24 Environmental Compliance Program \$ 195,000

25 The commissioner of administration is hereby authorized and directed to adjust the means
 26 of finance for the Office of Environmental Compliance Program, as contained in Act 17 of
 27 the 2016 Regular Session of the Legislature, by reducing the appropriation out of the State
 28 General Fund by Statutory Dedications out of the Environmental Trust Fund by (\$195,000).

29 Payable out of the State General Fund by
 30 Statutory Dedications out of the Clean Water
 31 State Revolving Fund to the Office of
 32 Environmental Services Program \$ 195,000

33 The commissioner of administration is hereby authorized and directed to adjust the means
 34 of finance for the Office of Environmental Services Program, as contained in Act 17 of the
 35 2016 Regular Session of the Legislature, by reducing the appropriation out of the State
 36 General Fund by Statutory Dedications out of the Environmental Trust Fund by (\$195,000).

1 **HIGHER EDUCATION**

2 **19-671 BOARD OF REGENTS**

3 Payable out of the State General Fund by
 4 Fees and Self-generated Revenues to the
 5 Louisiana Universities Marine Consortium
 6 for the Gulf of Mexico Initiative Grant for
 7 reimbursements to sub-grantees \$ 2,000,000

8 Payable out of the State General Fund by
 9 Fees and Self-generated Revenues to the
 10 Louisiana Universities Marine Consortium
 11 Auxiliary Account for research vessels
 12 operating expenses \$ 2,000,000

13 **19-600 LOUISIANA STATE UNIVERSITY BOARD OF SUPERVISORS**

14 Payable out of the State General Fund by
 15 Fees and Self-generated Revenues to the
 16 Louisiana State University Board of
 17 Supervisors \$ 6,293,000

18 Provided, however, that the amount appropriated above in Fees and Self-generated Revenues
 19 shall be allocated as follows:

20 Louisiana State University - Alexandria \$ 3,100,000
 21 Louisiana State University Health Sciences Center - New Orleans \$ 1,393,000
 22 Louisiana State University Health Sciences Center - Shreveport \$ 500,000
 23 Louisiana State University - Eunice \$ 1,300,000

24 Payable out of the State General Fund by
 25 Interagency Transfer from the Department
 26 of Education to the Louisiana State University -
 27 A & M College for the Minimum Foundation
 28 Program (MFP) \$ 67,574

29 **19-615 SOUTHERN UNIVERSITY BOARD OF SUPERVISORS**

30 Payable out of State General Fund by
 31 Fees and Self-generated Revenues to
 32 the Southern University Law Center \$ 250,000

33 Payable out of State General Fund by
 34 Interagency Transfer from the Department
 35 of Education to Southern University –
 36 Agricultural & Mechanical College \$ 278,559

37 **19-620 UNIVERSITY OF LOUISIANA BOARD OF SUPERVISORS**

38 Payable out of State General Fund by
 39 Fees and Self-generated Revenues to
 40 the University of Louisiana Board of
 41 Supervisors \$ 31,500,000

42 Provided, however, that the amount appropriated above in Fees and Self-generated Revenues
 43 shall be allocated as follows:

1	Nicholls State University	\$ 1,300,000
2	Louisiana Tech University	\$ 10,100,000
3	University of Louisiana at Monroe	\$ 7,500,000
4	Northwestern State University	\$ 5,800,000
5	Southeastern Louisiana University	\$ 1,800,000
6	University of Louisiana at Lafayette	\$ 5,000,000

7 **SPECIAL SCHOOLS AND COMMISSIONS**

8 **19-655 LOUISIANA SPECIAL EDUCATION CENTER**

9 Payable out of the State General Fund by
 10 Interagency Transfers for medical supplies
 11 and acquisitions \$ 338,684

12 Payable out of the State General Fund by
 13 Interagency Transfers to the LSEC Education
 14 Program for expenses \$ 300,000

15 **19-657 LOUISIANA SCHOOL FOR MATH, SCIENCE, AND THE ARTS**

16 Payable out of the State General Fund by
 17 Interagency Transfers to the Living and
 18 Learning Community Program for expenses \$ 110,388

19 **19-673 NEW ORLEANS CENTER FOR THE CREATIVE ARTS**

20 Payable out of the State General Fund by
 21 Interagency Transfers to the NOCCA
 22 Instruction Program for expenses \$ 99,847

23 **DEPARTMENT OF EDUCATION**

24 **19-695 MINIMUM FOUNDATION PROGRAM**

25 Payable out of the State General (Direct) to
 26 the Minimum Foundation Program \$ 18,639,679

27 The commissioner of administration is hereby authorized and directed to adjust the means
 28 of finance for the Minimum Foundation Program as contained in Act 17 of the 2016 Regular
 29 Session of the Legislature by reducing the appropriation out of the State General Fund by
 30 Statutory Dedications out of the Louisiana Lottery Proceeds Fund by (\$2,294,645).

31 The commissioner of administration is hereby authorized and directed to adjust the means
 32 of finance for the Minimum Foundation Program as contained in Act 17 of the 2016 Regular
 33 Session of the Legislature by reducing the appropriation out of the State General Fund by
 34 Statutory Dedications out of the Support Education in Louisiana First (SELF) Fund by
 35 (\$6,812,859).

36 **19-699 SPECIAL SCHOOL DISTRICT**

37 Payable out of the State General Fund (Direct) to
 38 the Administration Program for expenses \$ 153,810

39 The commissioner of administration is hereby authorized and directed to adjust the means
 40 of finance for the Instruction Program as contained in Act 17 of the 2016 Regular Session
 41 of the Legislature by reducing the appropriation out of the State General Fund (Direct) by
 42 (\$153,810).

**LOUISIANA STATE UNIVERSITY HEALTH SCIENCES CENTER
HEALTH CARE SERVICES DIVISION**

**19-610 LOUISIANA STATE UNIVERSITY HEALTH SCIENCES CENTER
HEALTH CARE SERVICES DIVISION**

Payable out of the State General Fund by
Statutory Dedications out of the Overcollections
Fund to Lallie Kemp Regional Medical Center for
operating expenses \$ 1,764,923

OTHER REQUIREMENTS

20-451 LOCAL HOUSING OF STATE ADULT OFFENDERS

Payable out of the State General Fund by
Statutory Dedications out of the Overcollections Fund
to the Local Housing of Adult Offenders Program for
housing of 1,956 offenders \$ 17,413,458

Payable out of the State General Fund by
Statutory Dedications out of the Overcollections Fund
to the Transitional Work Program for 210 offenders
participating in the program \$ 989,687

Payable out of the State General Fund by
Statutory Dedications out of the Overcollections Fund
to the Local Re-entry Services Program for the operation
of eight (8) Local Re-entry Centers and four (4)
Day Reporting Centers based on projected expenditures \$ 256,855

**20-931 LOUISIANA ECONOMIC DEVELOPMENT - DEBT SERVICE AND
STATE COMMITMENTS**

Payable out of the State General Fund by
Statutory Dedications out of the Rapid
Response Fund to the Debt Service and
State Commitments Program \$ 5,830,865

The commissioner of administration is hereby authorized and directed to adjust the means
of finance for the Debt Service and State Commitments Program as contained in Act 17 of
the 2016 Regular Session of the Legislature by reducing the appropriation out of the State
General Fund (Direct) by (\$5,830,865).

**20-966 SUPPLEMENTAL PAYMENTS TO LAW ENFORCEMENT
PERSONNEL**

The commissioner of administration is hereby authorized and directed to adjust the means
of finance for the Deputy Sheriffs' Supplemental Payments Program, as contained in Act 17
of the 2016 Regular Session of the Legislature, by reducing the appropriation out of the State
General Fund (Direct) by (\$615,000).

ANCILLARY APPROPRIATIONS

21-804 OFFICE OF RISK MANAGEMENT

Payable out of the State General Fund by
Fees and Self-generated Revenues to the
Risk Management Program for survivor
benefits \$ 975,000

1 Division of Administration, Major Repairs for State Buildings Based on Statewide Condition
 2 Assessment, and Infrastructure, Planning and Construction (Statewide) is hereby amended
 3 and reenacted to include an appropriation made out of the interest earnings from the
 4 investment of general obligation bond or note proceeds in the Comprehensive Capital Outlay
 5 Escrow Account:

6 On page 10, delete lines 28 and 29 and insert the following:

7	"Series 16A (34T-16)	\$ 1,457,995
8	Payable from Interagency Transfers	\$ 1,200,000
9	Payable from Interest Earnings	\$ 5,000,000
10	Total	<u>\$ 77,202,590"</u>

11 The appropriation of monies in this Section shall be deemed to be and constitute approval
 12 by the Joint Legislative Committee on the Budget.

13 Section 3C. Notwithstanding any provision of law to the contrary, including the
 14 provisions of the Capital Outlay Act, the appropriation contained in Act 16 of the 2016
 15 Second Extraordinary Session of the Louisiana Legislature for Legislative Expenses,
 16 Legislative Budgetary Control Council, State Capitol Security Improvements, Planning and
 17 Construction (East Baton Rouge) is hereby amended and reenacted to read as follows:

18 On page 49, delete line 15 in its entirety, and insert the following:

19	"Priority 1	\$ 2,667,900
20	Payable from the balance of State General Fund (Direct)	
21	Non-Recurring Revenues previously allocated under the	
22	authority of Act 23 of 2012 for Division of Administration,	
23	Capitol Complex Acquisitions, Demolitions, Sitework,	
24	Construction and Renovation of Facilities	
25	(East Baton Rouge)	\$ 1,850,000
26	Total	<u>\$ 4,517,900"</u>

27 The appropriation of monies in this Section shall be deemed to be and constitute approval
 28 by the Joint Legislative Committee on the Budget.

29 Section 3D. Notwithstanding any provision of law to the contrary, including the
 30 provisions of the Capital Outlay Act, the appropriation contained in Act 16 of the 2016
 31 Second Extraordinary Session of the Louisiana Legislature for Secretary's Emergency Fund
 32 for Bridge Damages, Other Reimbursements, Local Matching Dollars, Federal Funds, and
 33 Opportunity Grants Subject to the Provisions of R.S. 48:232 (Statewide), is hereby amended
 34 and reenacted to read as follows:

1 On page 18, delete lines 48 through 53 and insert the following:

2	"Payable from Fees and Self Generated Revenues	\$ 17,000,000
3	Payable from Transportation Trust Fund - Federal Receipts	\$ 25,000,000
4	Payable from Federal Funds	\$ 2,500,000
5	Payable from Interagency Transfers	\$ 4,000,000
6	Total	<u>\$ 48,505,000"</u>

7 The appropriation of monies in this Section shall be deemed to be and constitute approval
8 by the Joint Legislative Committee on the Budget.

9 Section 3E. Notwithstanding any provision of law to the contrary, including the
10 provisions of the Capital Outlay Act, the appropriation contained in Act 16 of the 2016
11 Second Extraordinary Session of the Louisiana Legislature for the Department of Health and
12 Hospitals, Office of Behavioral Health, New South Louisiana Human Services Authority
13 Administrative Building, Land Acquisition, Planning and Construction (Terrebonne) is
14 hereby amended and reenacted to read as follows:

15 On page 31, delete line 6, and insert the following:

16	"Priority 1	\$ 985,000
17	Payable from Interagency Transfers	\$ 450,000
18	Total	<u>\$ 1,435,000"</u>

19 The appropriation of monies in this Section shall be deemed to be and constitute approval
20 by the Joint Legislative Committee on the Budget.

21 Section 3F. Notwithstanding any provision of law to the contrary, including the
22 provisions of the Capital Outlay Act, the appropriation contained in Act 16 of the 2016
23 Second Extraordinary Session of the Louisiana Legislature for Department of Education,
24 McNeese State University, Drew Hall Parking Lot Reconstruction, Planning and
25 Construction (Calcasieu) is hereby amended and reenacted to read as follows:

26 On page 43, delete line 17, and insert the following:

27	"Payable from Fees and Self Generated Revenues	<u>\$ 1,520,000"</u>
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28 The appropriation of monies in this Section shall be deemed to be and constitute approval
29 by the Joint Legislative Committee on the Budget.

30 Section 3G. The following sum is hereby appropriated from the source specified
31 and in the amount specified for the purpose of making supplemental capital outlay
32 appropriations for Fiscal Year 2016-2017.

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DEPARTMENT OF EDUCATION

19/655 LOUISIANA SPECIAL EDUCATION CENTER

(2012) Inclusive Playground, Planning and Construction
(Rapides)
Payable from Interagency Transfers \$ 290,000

The appropriation of monies in this Section shall be deemed to be and constitute approval by the Joint Legislative Committee on the Budget.

Section 4A. Notwithstanding any provisions of law to the contrary, any appropriation contained in Schedule 20-901 Sales Tax Dedications or Schedule 20-945 State Aid to Local Governmental Entities, in Act No. 17 of the 2016 Regular Session of the Legislature which appropriation has a valid Cooperative Endeavor Agreement on June 30, 2017, shall be deemed a bona fide obligation through December 31, 2017 and all other provisions of the Cooperative Endeavor Agreements, including but not limited to, the reporting requirements, shall be performed as agreed.

Section 4B. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 14 of the 2013 Regular Session of the Legislature for the Town of Delhi for the Cave Theater in the amount of \$20,000 shall be deemed a bona fide obligation through June 30, 2018 and all provisions of the Cooperative Endeavor Agreement executed between the Town of Delhi and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed.

Section 4C. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 54 of the 2013 Regular Session of the Legislature for the Town of Arnaudville in the amount of \$20,000 shall be deemed a bona fide obligation through June 30, 2018 and all provisions of the Cooperative Endeavor Agreement executed between the Town of Arnaudville and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed.

Section 5. Notwithstanding any provision of law to the contrary, any appropriation payable with Statutory Dedications out of the State Emergency Response Fund or Statutory Dedications out of the Overcollections Fund contained in Schedule 01-112 Department of Military Affairs, Schedule 08A Department of Corrections, Schedule 09-306 Medical Vendor Payments, Schedule 10-360 Department of Children and Family Services, and

1 Schedule 19-610 Louisiana State University Health Sciences Center Health Care Services
 2 Division in this bill shall be deemed a bona fide obligation through June 30, 2018. Any such
 3 appropriation shall be subject to the recognition by the Revenue Estimating Conference of
 4 such funds being available.

5 Section 6. This Act shall become effective upon signature by the governor or, if not
 6 signed by the governor, upon expiration of the time for bills to become law without signature
 7 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 8 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 9 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____